

Item # _____

Prepared by: Debbie Stamson
Engineering

Approved by: Lisa Kelly
County Attorney

A RESOLUTION APPROVING A CONTRACT WITH THE CITY OF MEMPHIS FOR THE REGISTRATION OF MOTOR VEHICLES AND COLLECTION OF FEES FOR SAME; AND THIS ITEM IS A FEE GENERATING AGREEMENT. SPONSORED BY COMMISSIONER DEIDRE MALONE.

WHEREAS, The Clerk presently issues the annual license and collects the annual privilege tax due the State of Tennessee and the Clerk's fees for motor vehicle registrations in Shelby County as provided in T.C.A. § 55-4-101 et. seq.; and

WHEREAS, The City has determined it to be more economical and more convenient for the public and therefore in the best interest of the City for the Clerk to collect the annual fees for the registration of vehicles in the City at the same time and place the Clerk issues the annual license and collects the annual privilege taxes due the State of Tennessee and the Clerk's fees from the motor vehicle registrants in Shelby County; and

WHEREAS, State law, as codified in T.C.A. § 12-9-101 et seq., and more specifically T.C.A. § 12-9-108, provides that a public agency of this state may contract with another public agency to perform any governmental service which each public agency is authorized by law to perform; and

WHEREAS, The parties are public entities within the meaning of these laws and are desirous of entering into an Agreement setting forth the terms and conditions under which the Clerk will provide said services; and

WHEREAS, The term of this Agreement is to be effective upon execution through June 30, 2010 with successive automatic one-year renewals unless terminated per the terms of the Agreement; and

WHEREAS, The County will retain seven and one half percent (7.5%) of the total collections as its fee for these services.

NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF COUNTY COMMISSIONERS OF SHELBY COUNTY, TENNESSEE, That the contract with City of Memphis to collect the annual fees for motor vehicle registrations for the City of Memphis is hereby approved.

BE IT FURTHER RESOLVED, That proceeds from this Agreement be placed in account number 040 800 601 4615, County Clerk Fees.

BE IT FURTHER RESOLVED, That the County Mayor is hereby authorized to execute the aforementioned contract on behalf of Shelby County Government, an executed copy of which is to be placed on file in the Contracts Administration Section of the Office of the County Attorney.

BE IT FURTHER RESOLVED, That this Resolution shall take effect from and after the date it shall have been enacted according to due process of law, the public welfare requiring it.

A C Wharton, Jr., Mayor

Date:_____

ATTEST:

Clerk of County Commission

ADOPTED _____

SUMMARY SHEET

I. Description of Item

This resolution approves a contract with the City of Memphis for the collection of the annual fees for motor vehicle registration for the City of Memphis at the same time and place the Clerk issues the annual license and collects the annual privilege taxes due the State of Tennessee and the Clerk's fees from the motor vehicle registrants in Shelby County. The County clerk will retain seven and one half percent (7.5%) of the total collections as the fee for this service. The term of this Agreement is to be effective upon execution through June 30, 2010 with successive automatic one-year renewals unless terminated per the terms of the Agreement.

II. Source and Amount of Funding

This contract is a fee generating contract.

III. Contract Items

- | | |
|---------------------|---|
| A. Type of Contract | Standard |
| B. Terms | to be effective upon execution through June 30, 2010 with successive automatic one-year renewals unless terminated per the terms of the Agreement |

IV. Additional Information Relevant to Approval of This Item

The County Clerk recommends approval of this resolution.